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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/989,111	11/21/2001	Salil V. Pradhan	1509-245	1301
22429	7590	01/13/2005	EXAMINER	
LOWE HAUPTMAN GILMAN AND BERNER, LLP 1700 DIAGONAL ROAD SUITE 300 /310 ALEXANDRIA, VA 22314			DELGADO, MICHAEL A	
			ART UNIT	PAPER NUMBER
			2144	

DATE MAILED: 01/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Applicati n No. 09/989,111	Applicant(s) PRADHAN ET AL.	
	Examin r Michael S. A. Delgado	Art Unit 2144	

-- Th MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 07 May 2003.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-35 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-35 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 21 November 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |   |   |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>05/07/03</u> . | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 102*

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1- rejected under 35 U.S.C. 102(e) as being anticipated by US 2003/0165128.

In claim 1, Sisodia teaches about a method of generating a networked information resource comprising the steps of:

(i) providing first “PDA” and second network elements (Any of the other portable computing devices) (Para 31, lines 1-12) (Para 43, lines 1-5);

(ii) passing a first data set from the first network element to the second network element over a network via a wireless network connection (Para 31, lines 1-12) (Para 43, lines 1-5);

(iii) passing a second data set from the second network element to the first network element over the network via a wireless network connection (Para 31, lines 1-12) (Para 43, lines 1-5); and (step (ii) and step(iii) is covered under data file sharing using bluetooth ad hoc)

Art Unit: 2144

(iv) collating the first and second data sets to form the networked information resource (Para 41, lines 1-11).

In claim 2, Sisodia teaches about a method of claim 1 wherein steps ii), iii) and iv) is enacted when the first and second network elements are within network connection range of each other (Para 31, lines 12-19) (Para 37, lines 1-12).

In claim 3, Sisodia teaches about a method of either of claim 1 including the steps of polling by at least the first network element in order to ascertain if there is a network element within network connection range and allowing said network element to connect to the network and contribute information to the networked information resource as it connects to the network (Para 31, lines 12-18) (Para 37, lines 1-12). (The polling feature is a part of the bluetooth specification)

In claim 4, Sisodia teaches about a method of claim 1 further comprising the step of including the collated information on a web page "standard HTML code", the web page being the networked information resource (Para 33, lines 1-16).

In claim 5, Sisodia teaches about a method of claim 4 further comprising storing a script "software applet" for a web page on at least one of the network elements (Para 33, lines 1-16).

In claim 6, Sisodia teaches about a method of either of claim 4 further comprising the step of accessing the web-page via a graphical user interface "browser" (Para 33, lines 1-16).

In claim 7, Sisodia teaches about a method of claim 1 further comprising the step of mediating the passage of data between the first and second network elements through the third network element (Para 17, lines 6-13).

In claim 8, Sisodia teaches about a method of claim 7 further comprising accessing the networked information resource via the third network element, which forms an access point (Fig 1, 101), in use (Para 17, lines 6-13).

In claim 9, Sisodia teaches about a method of claim 1 further comprising providing a server (Fig 1, 111) in the form of any one of the network elements (Para 19, lines 11-15).

In claim 10, Sisodia teaches about a method of claim 1 further comprising restricting access to some or all of the data stored on any one of the network elements by any other of the network elements (Para 46, lines 1-7).

In claim 11, Sisodia teaches about a method of claim 1 further comprising the step of providing a beacon at a first location (Fig 1, 101), which broadcasts a network address associated with the networked information resource (Para 45, lines 1-8). (IEEE 802.11 b requires a system identification number (SID) which is the broadcast beacon).

In claim 12, Sisodia teaches about a method of claim 10 wherein the network address is in the form of a URL (Para 11, lines 25-35).

In claim 13, Sisodia teaches about a method of claim 1 further comprising the step of broadcasting the network address via a second beacon at a second location (Fig 1, 125), the second location having an access point connected to the network address (Para 20, lines 1-6).

In claim 14, Sisodia teaches about a method of claim 1 further comprising providing either or both of the first or/and second network elements in the form of a mobile telecommunications device (Para 17, lines 1-11).

In claim 15, Sisodia teaches about a method of claim 1 further comprising the step of providing the network in the form of a short range wireless network (Para 20, lines 1-7).

In claim 16, Sisodia teaches about a method of claim 1 further comprising the step of providing at least one of first and second network elements with a long range, typically cellular, transceiver therein (Para 11, lines 7-17).

In claim 17, Sisodia teaches about a method of claim 15 further comprising the step of accessing the networked information resource via a cellular transceiver associated with another network element (Para 20, lines 1-12).

In claim 18, Sisodia teaches about a networked information resource generation system (Fig 1) comprising a network, a first network element "PDA", and a second network element (Any of the other portable computing devices), the first and second network elements being connectable to the network via wireless network connections "bluetooth or IrDA" such that at least the first network element has a transmitter for broadcasting a signal, at least the second network element has a receiver for receiving the signal when the at least first network element is within wireless network connection range and a processor programmed to request information

Art Unit: 2144

from the at least first network element (Para 31, lines 1-12) (Para 37, lines 1-12) (Para 43, lines 1-5).

In claim 19, Sisodia teaches about a system of claim 18 wherein the at least first network element, in use, provides information to the networked information resource via at least one of the wireless network connections (Para 43, lines 1-5).

In claim 20, Sisodia teaches about a system of claim 19 wherein the information is provided in response to the request from the at least second network element, in use (Para 43, lines 1-5). (In file sharing action of requesting and responding have to occur for it to be possible)

In claim 21, Sisodia teaches about a system of claim 18 wherein the networked information resource is a web page (Para 33, lines 1-16).

In claim 22, Sisodia teaches about a system of claim 18 wherein either or both of the first and/or second network elements are mobile telecommunications devices (Para 17, lines 1-11).

In claim 23, Sisodia teaches about a system of claim 18 wherein the network is a short-range wireless network (Para 20, lines 1-7).

In claim 24, Sisodia teaches about a system of claim 18 wherein at least one of the wireless network connections is either an infra-red or a radio-frequency connection (Para 31, lines 12-19).

In claim 25, Sisodia teaches about a system of claim 18 wherein there is provided a third network element (Para 19, lines 11-15).

In claim 26, Sisodia teaches about a system of claim 25 wherein the third network element is a transceiver (Fig 3, 330).

In claim 27, Sisodia teaches about a system of claim 25 wherein the third network element mediates the passage of the information between the first and second network elements, in use (Para 34, lines 1-9).

In claim 28, Sisodia teaches about a system of claim 18 wherein there is provided a server (Fig 1, 111).

In claim 29, Sisodia teaches about a system of claim 28 wherein at least one of the network elements acts as the server (Para 17, lines 1-15). (Access point acts the role of a server and a client when in operation)

In claim 30, Sisodia teaches about a system of claim 28 wherein the server stores a script for the web-page (Para 33, lines 9-16).

In claim 31, Sisodia teaches about a system of claim 18 wherein there is provided a beacon which broadcasts a network address associated with the networked information resource at a first location, in use (Para 45, lines 1-8). (IEEE 802.11 b requires a system identification number (SID) which is the broadcast beacon).



Art Unit: 2144

In claim 32, Sisodia teaches about a system of claim 18 wherein there is provided an access point from which the networked information resource can be accessed, in use (Para 19, lines 11-15).

In claim 33, Sisodia teaches about a system of claim 32 wherein the system comprises a server (Fig 1, 111) and wherein the access point (Fig 1, 101) is connected to the server.

In claim 34, Sisodia teaches about a system of claim 32 wherein a second beacon broadcasts the network address at a second location and a second access point is connected to the network address corresponding to the networked information resource, in use (Para 20, lines 1-7).

In claim 35, Sisodia teaches about a system of claim 18 wherein there is an access filter, which, in use, restricts access to data stored on any one of the network elements by any other of the network elements (Para 46, lines 1-7).

### ***Conclusion***

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US 2001/0055950 by Davis et al, teaches about a data delivery through portable devices.

US 6,779,153 by Kagle, teaches about a creation of web pages through synchronization.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael S. A. Delgado whose telephone number is (571) 272-3926. The examiner can normally be reached on 7.30 AM - 5.30PM.

Art Unit: 2144


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, WILLIAM A CUCHLINSKI JR can be reached on (571) 272-3925

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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WILLIAM A. CUCHLINSKI, JR.  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600